

Fill in this information to identify the case:

United States Bankruptcy Court for the:

_____ District of New Jersey
(State)

Case number (if known): _____ Chapter 11

☐ Check if this is an amended filing

Official Form 205

Involuntary Petition Against a Non-Individual

12/15

Use this form to begin a bankruptcy case against a non-individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against an individual, use the *Involuntary Petition Against an Individual* (Official Form 105). Be as complete and accurate as possible. If more space is needed, attach any additional sheets to this form. On the top of any additional pages, write debtor's name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed

1. Chapter of the Bankruptcy Code

Check one:

☐ Chapter 7

☒ Chapter 11

Part 2: Identify the Debtor

2. Debtor's name WHAIRHOUSE LIMITED LIABILITY COMPANY

3. Other names you know the debtor has used in the last 8 years

Include any assumed names, trade names, or doing business as names.

4. Debtor's federal Employer Identification Number (EIN)

☒ X
Unknown

EIN _____

5. Debtor's address

Principal place of business

811 Totowa Rd.
Number Street

Totowa, NJ 07512
City State ZIP Code

Passaic County
County

Mailing address, if different

1401 Valley Road, Suite 207

Number Street

P.O. Box

Wayne NJ 07470
City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

Debtor WHAIRHOUSE LIMITED LIABILITY COMPANY
Name

Case number (if known) _____

6. Debtor's website (URL) _____

7. Type of debtor

- ☒ x Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☐ Partnership (excluding LLP)
☐ Other type of debtor. Specify: _____

8. Type of debtor's business

Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the types of business listed.
☐ Unknown type of business.

9. To the best of your knowledge, are any bankruptcy cases pending by or against any partner or affiliate of this debtor?

- ☐ No
☒ Yes. Debtor Whairhouse Real Estate Investments LLC Relationship Affiliate
District New Jersey Date filed 08/04/2023 Case number, if known 23-16723-RG
MM / DD / YYYY
Debtor Taylor Court Apartments LLC Relationship Affiliate
District New Jersey Date filed 08/02/2023 Case number, if known 23-16641-RG
MM / DD / YYYY

Part 3: Report About the Case

10. Venue

Check one:

- ☒ Over the last 180 days before the filing of this bankruptcy, the debtor had a domicile, principal place of business, or principal assets in this district longer than in any other district.
☐ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.

11. Allegations

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).
The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

- ☒ The debtor is generally not paying its debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount.
☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or an agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

12. Has there been a transfer of any claim against the debtor by or to any petitioner?

- ☒ No
☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

Debtor Whairhouse Limited Liability Company Case number (if known) _____
 Name

13. Each petitioner's claim**Name of petitioner****Nature of petitioner's claim****Amount of the claim
above the value of
any lien**

<u>Alexis Morillo</u>	<u>Breach of contract/fraud</u>	\$ <u>132,000</u>
<u>Frank Robinson</u>	<u>breach of contract/fraud</u>	\$ <u>925,670</u>
<u>Michael Ventura</u>	<u>breach of contract/fraud</u>	\$ <u>502,320</u>
Total of petitioners' claims		\$ <u>continued</u>

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at the top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each additional petitioning creditor, the petitioner's claim, the petitioner's representative, and the petitioner's attorney. Include the statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

Part 4: Request for Relief

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Petitioners request that an order for relief be entered against the debtor under the chapter of 11 U.S.C. specified in this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, attach a certified copy of the order of the court granting recognition.

I have examined the information in this document and have a reasonable belief that the information is true and correct.

Petitioners or Petitioners' Representative**Name and mailing address of petitioner**

Alexis Morillo
 Name
15809 Sanford Ave 1e
 Number Street
Flushing NY 07512
 City State ZIP Code

Name and mailing address of petitioner's representative, if any

 Name

 Number Street

 City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8/21/2023
 MM / DD / YYYY


 alexis morillo (Aug 22, 2023 00:26 EDT)

Signature of petitioner or representative, including representative's title

Attorneys

Sean Mack
 Printed name
Pashman Stein Walder Hayden PC
 Firm name, if any
21 Main Street, Suite 200
 Number Street
Hackensack NJ 07601
 City State ZIP Code

Contact phone 201-270-4919 Email smack@pashmanstein.com

Bar number 028191999

State NJ

 **/s/ Sean Mack**

Signature of attorney

08/22/2023
 Date signed
 MM / DD / YYYY

Debtor Whairhouse Limited Liability Company
Name

Case number (if known) _____

Name and mailing address of petitioner

Frank Robinson
Name
9 High Street
Number Street
Montclair NJ 07042
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8-21-23
MM / DD / YYYY

x [Signature]
Signature of petitioner or representative, including representative's title

Sean Mack

Printed name

Pashman Stein Walder Hayden PC

Firm name, if any

21 Main Street, Suite 200

Number Street

Hackensack NJ 07601

City State ZIP Code

Contact phone 201-270-4919 Email smack@pashmanstein.com

Bar number 028191999

State NJ

x /s/ Sean Mack

Signature of attorney

Date signed 08/21/2023

MM / DD / YYYY

Name and mailing address of petitioner

Michael Ventura
Name
417 Knickerbocker Rd
Number Street
Tenafly NJ 07670
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____
MM / DD / YYYY

x _____
Signature of petitioner or representative, including representative's title

Sean Mack

Printed name

Pashman Stein Walder Hayden PC

Firm name, if any

21 Main Street, Suite 200

Number Street

Hackensack NJ 07601

City State ZIP Code

Contact phone 201-270-4919 Email smack@pashmanstein.com

Bar number 028191999

State NJ

x _____
Signature of attorney

Date signed _____
MM / DD / YYYY

Debtor WHAIRHOUSE LIMITED LIABILITY COMPANY
Name

Case number (if known) _____

Name and mailing address of petitioner

Frank Robinson
Name
9 High Street
Number Street
Montclair NJ 07042
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____
MM / DD / YYYY

X

Signature of petitioner or representative, including representative's title

Printed name

Firm name, if any

Number Street

City State ZIP Code

Contact phone _____ Email _____

Bar number _____

State _____

X

Signature of attorney

Date signed _____
MM / DD / YYYY

Name and mailing address of petitioner

Michael Ventura
Name
417 Knickerbocker Rd
Number Street
Tenafly NJ 07670
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/18/2023
MM / DD / YYYY

X MM

Signature of petitioner or representative, including representative's title

Sean Mack

Printed name

Pashman Steain Walder Hayden, P.C.

Firm name, if any

21 Main Street, Suite 200

Number Street

Hackensack NJ 07601
City State ZIP Code

Contact phone 201-270-4919 Email smack@pashmanstein.com

Bar number 028191999

State NJ

X

/s/ Sean Mack

Signature of attorney

Date signed 08/21/2023
MM / DD / YYYY

Debtor WHAIRHOUSE LIMITED LIABILITY COMPANY Case number (if known) _____
 Name _____

13. Each petitioner's claim

Name of petitioner	Nature of petitioner's claim	Amount of the claim above the value of any lien
Rg3 LLC	breach of contract/fraud	\$ 2,597,500
		\$ _____
Jermaine and Faleena Andujar	breach of contract/fraud	\$ 130,000
		\$ _____
Total of petitioners' claims		\$ continued

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at the top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each additional petitioning creditor, the petitioner's claim, the petitioner's representative, and the petitioner's attorney. Include the statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

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I have examined the information in this document and have a reasonable belief that the information is true and correct.

Petitioners or Petitioners' Representative**Name and mailing address of petitioner**


Rg3 LLC
 Name
 107-11 107 Street
 Number Street
 Ozone Park NY 11417
 City State ZIP Code

Name and mailing address of petitioner's representative, if any

Ramon Garcia
 Name
 107-11 107 Street
 Number Street
 Ozone Park NY 11417
 City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8/21/2023
 MM / DD / YYYY

 President
 Ramon Garcia (Aug 21, 2023 15:39 EDT)
 Signature of petitioner or representative, including representative's title

Attorneys

Sean Mack
 Printed name
 Pashman Stein Walder Hayden PC
 Firm name, if any
 21 Main Street, Suite 200
 Number Street
 Hackensack NJ 07601
 City State ZIP Code

Contact phone 201-270-4919 Email smack@pashmanstein.com

Bar number 028191999

State NJ

 /s/ Sean Mack
 Signature of attorney

Date signed 08/21/2023
 MM / DD / YYYY

Debtor WHAIRHOUSE LIMITED LIABILITY COMPANY
Name

Case number (if known) _____

Name and mailing address of petitioner

Jermaine and Faleena Andujar

Name

19 Charles Street

Number Street

Montclair

NJ

07042

City

State

ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City

State

ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8/20/2023
MM / DD / YYYY

☒ 
Signature of petitioner or representative, including representative's title

Sean Mack

Printed name

Pashman Stein Walder Hayden PC

Firm name, if any

21 Main Street, Suite 200

Number Street

Hackensack

NJ

07601

City

State

ZIP Code

Contact phone 201-270-4919

Email smack@pashmanstein.com

Bar number 028191999

State NJ

☒ /s/ Sean Mack

Signature of attorney

Date signed 08/21/2023

MM / DD / YYYY

Name and mailing address of petitioner

Name

Number Street

City

ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City

State

ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____
MM / DD / YYYY

☒ _____
Signature of petitioner or representative, including representative's title

Printed name

Firm name, if any

Number Street

City

State

ZIP Code

Contact phone _____ Email _____

Bar number _____

State _____

☒

Signature of attorney

Date signed _____

MM / DD / YYYY

Whairhouse Limited Liability Company

Debtor

Name

Case number (if known)

13. Each petitioner's claim	Name of petitioner	Nature of petitioner's claim	Amount of the claim above the value of any lien
	Samme Sheika	breach of contract/fraud	\$ 250,000
	Nicholas Tiah	breach of contract/fraud	\$ 151,938
	Jonathan Gunn	breach of contract/fraud	\$ 130,000
	Total of petitioners' claims		\$ 4,819,428

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at the top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each additional petitioning creditor, the petitioner's claim, the petitioner's representative, and the petitioner's attorney. Include the statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

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I have examined the information in this document and have a reasonable belief that the information is true and correct.

Petitioners or Petitioners' Representative

Name and mailing address of petitioner

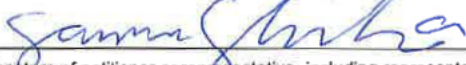
Samme Sheika
 Name
 150 Main Street
 Number Street
 Hackensack NJ 07601
 City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name
 Number Street
 City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8/21/2023
 MM / DD / YYYY

x 
 Signature of petitioner or representative, including representative's title

Attorneys

Sean Mack
 Printed name
 Pashman Stein Walder Hayden PC
 Firm name, if any
 21 Main Street, Suite 200
 Number Street
 Hackensack NJ 07601
 City State ZIP Code
 Contact phone 201-270-4919 Email smack@pashmanstein.com
 Bar number 028191999
 State NJ

x /s/ Sean Mack

Signature of attorney

Date signed 08/21/2023
 MM / DD / YYYY

Debtor WHAIRHOUSE LIMITED LIABILITY COMPANY Case number (if known) _____
Name

Name and mailing address of petitioner

Nicholas Tiah
Name
Number Street
City State MA ZIP Code

Name and mailing address of petitioner's representative, if any

Name
Number Street
City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8/21/2023
MM / DD / YYYY

X Nicholas Tiah
Signature of petitioner or representative, including representative's title

Sean Mack

Printed name
Pashman Stein Walder Hayden PC

Firm name, if any
21 Main Street, Suite 200
Number Street
Hackensack NJ 07601
City State ZIP Code

Contact phone 201-270-4919 Email smack@pashmanstein.com

Bar number 028191999

State NJ

X /s/ Sean Mack

Signature of attorney

Date signed 08/21/2023
MM / DD / YYYY

Name and mailing address of petitioner

Jonathan Gunn
Name
396 Webster Ave
Number Street
Jersey City NJ 07054
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name
Number Street
City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on
MM / DD / YYYY

X
Signature of petitioner or representative, including representative's title

Sean Mack

Printed name

Firm name, if any
Pashman Stein Walder Hayden PC
Number Street
Hackensack NJ 07601
City State ZIP Code

Contact phone 201-270-4919 Email smack@pashmanstein.com

Bar number 028191999

State NJ

X

Signature of attorney

Date signed
MM / DD / YYYY

Debtor WHAIRHOUSE LIMITED LIABILITY COMPANY Case number (if known) _____
Name _____

Name and mailing address of petitioner

Nicholas Tiah
Name _____

Number Street _____
MA
City State ZIP Code _____

Name and mailing address of petitioner's representative, if any

Name _____

Number Street _____
City State ZIP Code _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____
MM / DD / YYYY

X

Signature of petitioner or representative, including representative's title

Sean Mack

Printed name
Pashman Stein Walder Hayden PC

Firm name, if any
21 Main Street, Suite 200
Number Street
Hackensack NJ 07601
City State ZIP Code

Contact phone 201-270-4919 Email smack@pashmanstein.com

Bar number 028191999

State NJ

X

Signature of attorney

Date signed _____
MM / DD / YYYY

Name and mailing address of petitioner

Jonathan Gunn
Name _____
396 Webster Ave
Number Street
Jersey City NJ 07054
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name _____

Number Street _____
City State ZIP Code _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____
MM / DD / YYYY

X

Signature of petitioner or representative, including representative's title

Sean Mack

Printed name

Firm name, if any
Pashman Stein Walder Hayden PC

Number Street
Hackensack NJ 07601
City State ZIP Code
smack@pashmanstein.com

Contact phone 201-270-4919 Email

Bar number 028191999

State NJ

X

/s/ Sean Mack

Signature of attorney

Date signed 08/21/2023
MM / DD / YYYY